



Control Number: 51518



Item Number: 4

Addendum StartPage: 0

DOCKET NO. 51518

**NON-STANDARD TRUE-UP FILING
OF AEP TEXAS INC. IN
ACCORDANCE WITH THE
FINANCING ORDER IN DOCKET NO.
39931**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**

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**COMMISSION STAFF'S COMMENTS ON NOTICE, PROPOSED SCOPE OF THE
PROCEEDING, AND PROPOSED PROCEDURAL SCHEDULE**

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Commission Staff's Comments on Notice, Proposed Scope of the Proceeding and Proposed Procedural Schedule. In support, Staff shows the following:

I. BACKGROUND

On November 13, 2020, AEP Texas Inc. (AEP) filed a non-standard true-up as the servicer of transition bonds issued pursuant to the financing order in Docket No. 39931 (Petition).¹ AEP requests that Rider 6.1.1.2.2.1 Initial/Adjusted Transition Charge-3 Rates (Rider TC-3) be approved.

On November 17, 2020, the administrative law judge (ALJ) filed Order No. 1, requiring Staff to file comments on the proposed notice and proposed scope of the proceeding; propose a procedural schedule; and address other matters relating to the processing of the application by December 11, 2020. Therefore, this pleading is timely filed.

II. SCOPE AND NOTICE

In accordance with Finding of Fact No. 88 in the Financing Order for Docket No. 39931, the scope of this proceeding is limited to determining whether the proposed adjustment complies with the Financing Order.² In addition, the Financing Order requires AEP to provide notice of this non-standard true-up to all parties in Docket No. 39931.³ Staff has reviewed the certificate of

¹ *Application of AEP Texas Central Company for a Financing Order*, Docket No. 39931, Financing Order (Jan. 12, 2012).

² Docket No. 39931, Financing Order at Finding of Fact No. 88.

³ *Id.* at Finding of Fact No. 88(b).

service attached to the Petition, which states that a copy of the Petition was served on all parties in Docket No. 39931, and recommends that the proposed notice be deemed sufficient.

III. PROCEDURAL SCHEDULE

Finding of Fact No. 88(a) of the Financing Order for Docket No. 39931 requires AEP to file its non-standard true-up at least 90 days before the due date of the proposed true-up adjustment.⁴ AEP filed its non-standard true-up on November 13, 2020—108 days before its proposed effective date of March 1, 2021. Consequently, Staff recommends that the following procedural schedule be adopted:

Event	Deadline
Deadline for intervention	December 14, 2020
Deadline to request a hearing	December 21, 2020
If a hearing is not requested, deadlines for parties to submit proposed Order, including Findings of Fact, Conclusions of Law, and Ordering Paragraphs	December 30, 2020

IV. CONCLUSION

For the reasons stated above, Staff respectfully requests that AEP's proposed notice be deemed sufficient and that the procedural schedule above be adopted.

⁴ *Id.* at Finding of Fact No. 88(a).

Dated: December 11, 2020

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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DOCKET NO. 51518

CERTIFICATE OF SERVICE

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on December 11, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Robert Dakota Parish
Robert Dakota Parish